

Exhibit A

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

TOEHL HARDING,

Plaintiff,

07-CV-08767

-against-

(RPP)

DAVID NASEMAN,

Defendant.

-----X

June 30, 2008

2:56 p.m.

Deposition of GUS R. LESNEVICH, held
at the law offices of Judd Burstein, P.C.,
1790 Broadway, New York, New York, taken
pursuant to Court Order, before Jane M.
Teller, a Shorthand Reporter and Notary
Public within and for the State of New York.

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1 **G. Lesnevich**

2 the \$1 million returns?

3 **MR. SCHALK:** Objection to form.

4 A. Phonied up.

5 Q. Forged?

6 A. The signature blocks are not original.
7 Someone cut and pasted them onto the document, so
8 therefore they're not original and genuine
9 documents.

10 Q. Do you know who created them?

11 A. No.

12 **MR. WEINER:** Give us another minute,
13 please.

14 **MR. SCHALK:** Let the record reflect
15 that the attorney and Mr. Speckin are taking
16 another break.

17 (Mr. Weiner and Mr. Speckin leave the
18 deposition room briefly and return.)

19 **MR. WEINER:** I think I'm finished with
20 my questioning with Mr. Lesnevich. And I
21 just want to note on the record two things.

22 One, any documents that you believe
23 that you need from us that we haven't
24 produced, please follow up with me, like I
25 said, via letter or -- and I will try to

1 **G. Lesnevich**

2 have those documents produced, assuming
3 they're appropriate requests.

4 And secondly, our presence here today
5 in no way -- we reserve the argument that we
6 put before the court that we believe that
7 this case has reached a binding settlement,
8 but because of court order we are present
9 here today.

10 **MR. SCHALK:** Obviously I object to
11 that.

12 (Discussion off the record.)

13 (Time noted: 5:05 p.m.)

14

15

16 _____
GUS R. LESNEVICH

17

18 Subscribed and sworn to before me
19 this _____ day of _____, 2008.

20

21 _____

22 (Notary Public)

My Commission Expires:

23

24

25